

A regular meeting of the Elma Town Board was held on Wednesday, April 15, 2026, at 7:00PM at Elma Town Hall, 1600 Bowen Road, Elma, New York, with the following members:

Supervisor	Wayne Clark
Councilman	Leroy Kupczyk
Councilman	Joseph Macaluso
Councilman	James Malczewski
Councilman	Daryl Nolan
Also:	
Building Inspector	Joseph Colern
Dep Highway Superintendent	Michael Malecki
Dep Water Superintendent	DJ Thompson
Town Attorney	Phyllis Todoro
Sewer Plants	Timothy Walczyk-Absent
Town Engineer	James Wyzykiewicz-Absent

The meeting was opened with the reciting of the Pledge of Allegiance.

Councilman Malczewski made the motion, and Councilman Macaluso seconded the motion to approve the minutes from the March 18, 2026 and March 26, 2026, meeting. Ayes-4. Noes-0. Abstain-1. (Councilman Kupczyk abstained) Carried.

Making the legal notice for the Public Hearing on a Preliminary Business Use Permit for Todd Huber 6177 Seneca St, Elma NY for a conversion from a two-unit dwelling to a four-unit dwelling, under Town Code 144-141. Supervisor Clark opened the public hearing at 7:01pm. Speaking against the project Robert Gross at 11 Northrup. No one spoke for the project. Supervisor Clark closed the public hearing at 7:03pm.

Department Reports:
Building Inspector Joseph Colern presented the monthly building report for March 2026 with 22 permits issued, fees collected of \$5,834.21 with an estimated value of construction of \$2,909,900.00.
Deputy Water Superintendent DJ Thompson gave thanks to all that helped during the major water break on Tuesday April 7th, 2026, that affected the whole Town of Elma.
Deputy Highway Superintendent Michael Malecki noted that rubbish pick up is completed and brush pick up starts Monday, April 20, 2026. A tub grinding demo will be presented at the Transfer Station and the Town Board is welcome to attend, date to be announced. Also, the Highway department will be starting their four (4) ten (10) hour day summer schedule.

Councilman Kupczyk made the motion, and Councilman Malczewski seconded the motion to add and item to the agenda. Ayes-5. Noes-0. Carried.

Councilman Kupczyk made the motion, and Councilman Macaluso seconded the motion to approve the purchase of a KM International 4-Ton Asphalt Hot Box/Reclaimer Dump Trailer at the cost of 45,760 for the Highway Department. Ayes-5. Noes-0. Carried.

Councilman Kupczyk made the motion, and Councilman Malczewski seconded the motion to add and item to the agenda. Ayes-5. Noes-0. Carried.

Councilman Kupczyk made the motion, and Councilman Malczewski seconded the motion to approve the Water Department working four (4) ten (10) hour days starting May 4th, 2026, ending September 18th, 2026, for the summer. Crew will rotate schedule to cover all Fridays and will take three (3) hours off the following week for the call in. Ayes-5. Noes-0. Carried.

Councilman Kupczyk made the motion, and Councilman Macaluso seconded the motion to add and item to the agenda. Ayes-5. Noes-0. Carried.

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Councilman Kupczyk made the motion, and Councilman Macaluso seconded the motion to approve the purchase of a 2026 Ford F-150 from Delacy Ford at the cost of \$42,567 only if they match the quote from Basil Ford of \$42,442. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion, and Councilman Kupczyk seconded the motion to approve a negative declaration of a short form SEQR for Phantom Fireworks at 5710 Seneca St, Elma NY. Ayes-4. Noes-0. Abstain -1. (Councilman Macaluso abstained) Carried.

Councilman Nolan made the motion, and Councilman Kupczyk seconded the motion to approve a Business Use Permit for Phantom Fireworks at 5710 Seneca St, Elma NY for retail sales of safe and sane fireworks. The Building Inspector notes NYS Fire Prevention permit valid until July 5th, 2026. Ayes-4. Noes-0. Abstain-1. (Councilman Macaluso abstained) Carried.

Councilman Nolan made the motion, and Councilman Malczewski seconded the motion to approve a negative declaration of a short form SEQR for Fitness with Lees" LLC at 2329 Bowen Rd, Elma NY. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion, and Councilman Kupczyk seconded the motion to approve a Business Use Permit for Fitness with Lees" LLC at 2329 Bowen Rd, Elma NY for functional and adaptive personal training and lifestyle planning. The Building Inspector notes sign permits required for advertising and fire inspection required within 30 days of occupancy. Ayes-5. Noes-0. Carried.

Councilman Macaluso made the motion, and Councilman Kupczyk seconded the motion to approve a Preliminary Business Use Permit for Cellino Plumbing at 611 Bullis Rd, Elma NY. The Building Inspector notes refer to the Planning Board for a site plan review under chapter 117. Ayes-5. Noes-0. Carried.

Councilman Macaluso made the motion, and Councilman Kupczyk seconded the motion to award the old highway garage roof bid to Innovative General Contracting with option B at the cost of \$171,5020. (option A \$165,200). Bids from United Precision Construction Services LLC option A \$287,620. and option B \$291,780; Building Solutions General Contractor option A \$201,950 and option B \$209,450 and Sturm Roofing LLC option A \$187,500, and option B \$193,200. Ayes-5. Noes-0. Carried.

Councilman Macaluso made the motion, and Councilman Nolan seconded the motion to approve the quote to remove the roof trusses from the old highway garage to United Precision Construction Services LLC at the cost of \$6,900. Ayes-5. Noes-0. Carried.

Councilman Kupczyk made the motion, and Councilman Macaluso seconded the motion to approve the Summer Concert Series every Wednesday from July 1st to August 26th, 2026. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion, and Councilman Macaluso seconded the motion to approve the dog warden Emily Marks to attend a dog control education seminar at the cost \$180.in Webster NY. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion, and Councilman Kupczyk seconded the motion to go out to bid for the replacement doors for the Senior Center. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion, and Councilman Macaluso seconded the motion to go out to bid for the HVAC work at the library. Ayes-5. Noes-0. Carried.

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Councilman Malczewski made the motion, and Councilman Nolan seconded the motion to approve Vouchers/Warrant #4; claim #202 thru #274 as follows: General Fund \$55,161.78; Highway Fund \$15,010.56; Water District \$11,658.43; Special District \$1,739.79. Ayes-4. Noes-0. Abstain-1. (Councilman Kupczyk abstained) Carried.

All have received the Planning, Zoning and Conservation Board agendas and minutes that apply.

The next Work Session will be May 13th, 2026, at 6:00pm and the Town Board meeting on May 20th, 2026, at 7:00PM.

Councilman Malczewski made the motion, and Councilman Macaluso seconded the motion to accept Lead Agency on the SEQR for 6177 Seneca Street; conversion from a two-unit dwelling to a four-unit dwelling. Ayes-5. Noes-0. Carried.

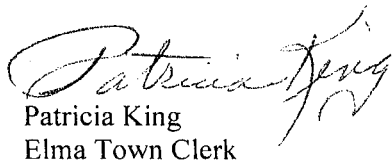
Councilman Malczewski made the motion, and Councilman Macaluso seconded the motion to issue a negative declaration for 6177 Seneca Street with regards to letters from County of Erie Department of Environmental and Planning and Spring Brook Fire District #1. Ayes-5. Noes-0. Carried.

Supervisor Clark asked for a moment of silence in remembrance of Karen Hoppe former Town Clerk, from January 1992 to January 1998. Also, former Chief of the Elma Fire Company Joseph Gauthier Sr.

Councilman Malczewski made the motion, and Councilman Macaluso seconded the motion to enter Executive Session at 7:37pm regarding a personnel matter and will adjourn immediately following with no motions taken. All in favor.

Councilman Macaluso made the motion, and Councilman Nolan seconded the motion to exit Executive Session with no motions taken. All in favor.

Respectfully submitted,


Patricia King
Elma Town Clerk

Notice is hereby given that the Elma Town Board of the Town of Elma, County of Erie, will be holding a public hearing at the Elma Town Hall, 1600 Bowne Rd, Elma NY on the 15th day of April 2026 at 7:00pm for the purpose of a preliminary use permit for 6177 Seneca Street for a conversion from a two unit dwelling to a four unit dwelling, Town Code 144-141. All persons interested may be heard at this time.